



February 22, 2002

ENGROSSED SENATE BILL No. 86

DIGEST OF SB 86 (Updated February 21, 2002 11:21 AM - DI 87)

Citations Affected: IC 35-46; noncode.

Synopsis: Cruelty to horses. Prohibits the transportation of a horse in a vehicle having two or more levels stacked one on top of another and that does not allow the horse to be transported in a standing position with its head in a normal upright position above its withers. Makes the act a Class B misdemeanor for the first offense, and a Class A misdemeanor for a second or subsequent offense.

Effective: July 1, 2002.

Wyss, Simpson, Clark
(HOUSE SPONSORS — KRUZAN, TORR)

January 7, 2002, read first time and referred to Committee on Public Policy.

January 31, 2002, reported favorably — Do Pass.

February 4, 2002, read second time, ordered engrossed. Engrossed.

February 5, 2002, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 11, 2002, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

February 21, 2002, reported — Do Pass.

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ES 86—LS 6390/DI 106+



February 22, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

ENGROSSED SENATE BILL No. 86

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 35-46-3-14 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2002]: **Sec. 14. (a) For purposes of this section, "horse" means a**
4 **horse, a mule, a burro, an ass, a colt, a pony, or another member**
5 **of the Equidae family.**
6 **(b) As used in this section, "vehicle" has the meaning set forth**
7 **in IC 9-13-2-196(d).**
8 **(c) A person who knowingly or intentionally transports or**
9 **causes to be transported a horse in a vehicle:**
10 **(1) that has two (2) or more levels stacked one (1) on top of**
11 **another; and**
12 **(2) that does not allow the horse to be transported in a**
13 **standing position with its head in a normal upright position**
14 **above its withers;**
15 **commits transportation of a horse in a cruel manner, a Class B**
16 **misdemeanor. However, the offense is a Class A misdemeanor if**
17 **the person has a prior unrelated conviction under this section.**

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1 (d) A person commits a separate offense for each horse
2 transported in violation of subsection (c).

3 SECTION 2. [EFFECTIVE JULY 1, 2002] IC 35-46-3-14, as
4 added by this act, applies only to crimes committed after June 30,
5 2002.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Public Policy, to which was referred Senate Bill No. 86, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 86 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 10, Nays 0.

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ES 86—LS 6390/DI 106+



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, Ethics and Veterans Affairs, to which was referred Senate Bill 86, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 9, delete "vehicle having" and insert "**vehicle:**

(1) that has".

Page 1, line 10, delete "another" and insert "**another; and**

(2) that does not allow the horse to be transported in a standing position with its head in a normal upright position above its withers;".

Page 1, line 10, beginning with "commits" begin a new line blocked left.

and when so amended that said bill do pass.

(Reference is to SB 86 as printed February 1, 2002.)

KUZMAN, Chair

Committee Vote: yeas 8, nays 1.

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